



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	EXAMINING BOARD OF PHYSICAL THERAPISTS AND ATHLETICS TRAINERS
MEETING DATE AND TIME:	Tuesday, March 13, 2012 at 5:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , First floor of the Cannon Building
MINUTES APPROVED:	

MEMBERS PRESENT

Laura Schmitt, Chairperson, Professional Member
W. Wayne Woodzell, Vice-Chairperson, Professional Member
Julie Knowles, Secretary, Professional Member
Jeffrey Schneider, Professional Member
Waheedah Shabazz, Public Member
Cheryl Fruchtman, Public Member
Damien McGovern, Professional Member

MEMBERS ABSENT

Amy Blansfield, Professional Member
Tyler Luff, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Kay Warren, Deputy Director, Division of Professional Regulation
Allison Reardon, Deputy Attorney General
Gayle Melvin, Administrative Specialist III

CALL TO ORDER

Ms. Schmitt called the meeting to order at 5:03 p.m.

REVIEW OF MINUTES

The Board reviewed the minutes of the February 28, 2012 meeting. Ms. Knowles made a motion, seconded by Mr. Schneider, to approve the minutes as amended. The motion was unanimously carried.

OLD BUSINESS

Discussion: Proposed Revisions to the Statute

This was tabled until the next meeting.

Review of Final Draft of Proposed Chaperone Language

The Board reviewed the final draft of the proposed chaperone language. It was decided to delete "outpatient" in 2619 (a) and (d) and to add "and documents such means" to the last sentence in (b). Ms. Knowles made a motion, seconded by Mr. Woodzell, to approve the proposed language with the three changes. The motion was unanimously carried.

Discussion: Criminal Background Checks and Felony Sexual Offense Provisions

A discussion was held regarding requiring applicants to have a criminal background check as a requirement for licensure. It was discussed when an applicant would have the background check completed and if this requirement would cause a delay in licensure. Ms. Warren reported that all states and counties report to the FBI. States report on a daily basis and jurisdictions report in 48 hours. Mr. Woodzell made a motion, seconded by Ms. Shabazz, to include a criminal background check as a requirement for licensure in the statute. The motion was unanimously carried.

A discussion was held regarding a bar for licensure and a permanent revocation for licensure for conviction of a felony sexual offense. It was discussed that an applicant or licensee would have no means for appeal. Board members referred to the scenario where a person in college had a girlfriend in high school and was charged with rape. Ms. Reardon discussed the legislative history of the changes in the Board's statute and noted that until Senate Bill 229 was enacted, the conviction of any felony was a bar to licensure and could not be waived even after a hearing. Senate Bill 229 enabled the boards and commissions under the Division of Professional Regulation to determine which crimes were substantially related to their practice and removed the felony bar. However, once the Board included a crime, including misdemeanors, in its rules and regulations it became an absolute bar to licensure. The legislature subsequently approved amendments to the law to give the Board discretion to waive criminal convictions under certain circumstances. Ms. Reardon explained that the legislature has mandated in several recent bills that conviction of a felony sexual offense is related to the healthcare profession and the expectation is that health related professions will incorporate applicable provisions into their law or have them incorporated for them. Ms. Warren reported that the five bills that were passed last year were external bills, not Division of Professional Regulation sponsored bills. Board members asked if there could be a carve out to give them discretion and requested that it be noted in the minutes that they would prefer some discretion. Ms. Reardon advised that the legislature has set the bar and no other board or commission has been given discretion to waive the felony sexual conviction. Ms. Knowles made a motion, seconded by Ms. Fruchtman, that the Board does not oppose including the felony sexual offense bar language in the statute. The motion was unanimously carried.

Review of Continuing Education Courses

Mr. Woodzell made a motion, seconded by Mr. Schneider, to approve the following continuing education courses:

Nancy Bartuska – Brain Injury Association of Delaware
Beyond Rehabilitation: Reclaim and Rejuvenate - .55 CEUs

Nemours/A. I. duPont Hospital for Children – Therapy Services
If You Can't Breathe, You Can't Function – 2.05 CEUs

Keri Schaeffer – The American Association for Hand Surgery
Combined Annual AAHS Meeting – 3 CEUs

Jessica Catts & Amy Lewis – Great Lakes Seminars
Mobilization of the Cervical and Thoracic Spine and Ribs – 1.6 CEUs

University of Delaware
Medical Aspects of Sports - .8 CEUs

CMI Education Institute
Special Education Law in Delaware - .6 CEUs

Dynamic Learning Online
Current Trends and Treatment in Dementia Management – 1 CEU

Great Lakes Seminars
An Introduction to Vestibular Rehabilitation – 1.45 CEUs

PESI HealthCare
Falls and Balance: A Transdisciplinary Approach - .625 CEUs
The Ultimate One-Day Diabetes Course - .65 CEUs

Vasyli Medical
Vasyli Orthotics Workshop - .4 CEUs

Specialty Rehabilitation, Inc.
Treating the Post-Thoracotomy Lung Cancer Patient - .4 CEUs

The motion was unanimously carried.

NEW BUSINESS

Review of Continuing Education Courses

Mr. Woodzell made a motion, seconded by Mr. Schneider, to approve the following continuing education courses:

ATI Physical Therapy
Orthopaedic Surgical and Rehabilitation Topic and Trends - .45 CEUs

Delaware Examining Board of Physical Therapists and Athletic Trainers
Minutes-March 13, 2012
Page 4

CIAO Seminars

Evidence-based Active Care for Today's Physical Therapist - .6 CEUs

ATG Rehab

Clinical and Functional Outcomes for the Wheelchair Seated Adult and Child - .2 CEUs

Impact of Seating and Positioning on Respiratory Function - .3 CEUs

Creating a Masterpiece – Transforming Eval to Practice Solutions - .1 CEUs

PESI HealthCare

The Ultimate One-Day Diabetes Course - .65 CEUs

Evidence in Motion

Management of Lumbopelvic Disorders – 2.4 CEUs

Kristen Poteet – Great Lakes Seminars

Treatment of Common Extremity Dysfunction Through Mobilization – 1.45 CEUs

Albena Angelova-Stoianova – Cross Country Education

Effective Examination and Treatment Techniques for the Foot and Ankle - .6 CEUs

Allard USA

New Perspectives in Functional Gait Biomechanics - .4 CEUs

Tri-planar Biomechanics in Pediatric Function - .425 CEU

New Dynamic Approaches to Orthotic Management of Pediatric Gait – .5 CEUs

The motion was unanimously carried.

Ratify PT/PTA/AT Application by Examination

Mr. Woodzell made a motion, seconded by Ms. Shabazz, to ratify licensure by examination for the following persons:

Andrew DePietropaolo (AT)

Jessica navitsky (PTA)

Dianneliz Garcia (AT)

The motion was unanimously carried.

Ratify PT/PTA/AT Applications by Reciprocity

Mr. Woodzell made a motion, seconded by Mr. Schneider, to ratify licensure by reciprocity for the following persons:

Catherine Zalewski (PT)

Jacqueline Barainyak (AT)

The motion was unanimously carried.

Review of Exam Scores

Mr. Woodzell made a motion, seconded by Ms. Knowles, to recognize examination results for the following persons:

Adam Stoner (PTA)
Amanda Staub (PTA)

The motion was unanimously carried.

Review of Application for Examination

The Board reviewed the application of Keisha Jenkins for licensure as a physical therapist by examination. Mr. Woodzell made a motion, seconded by Ms. Knowles, to approve Ms. Jenkins' request for special exam accommodations. The motion was unanimously carried.

Review of Application for Reinstatement

The Board reviewed the application of Marty Antonio Fernando for licensure as a physical therapist by reinstatement. Mr. Woodzell made a motion, seconded by Ms. Knowles, to approve Mr. Fernando's application for reinstatement. The motion was unanimously carried.

OTHER BUSINESS BEFORE THE BOARD (for discussion only)

There was no other business before the Board.

PUBLIC COMMENT

There was no public comment.

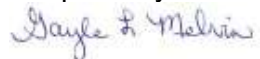
NEXT SCHEDULED MEETING

The next meeting will be held on Tuesday, April 24, 2012 at 5:00 p.m. in Conference Room A, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

There being no further business, Mr. Woodzell made a motion, seconded by Ms. Knowles, to adjourn the meeting. The motion was unanimously carried. The meeting adjourned at 5:56 p.m.

Respectfully submitted,



Gayle L. Melvin
Administrative Specialist III